



**HUMAN RESOURCES OFFICE
TECHNICIAN / AGR ADMINISTRATIVE INSTRUCTION**

Number: 04-04

01-23-04

**ENTITLEMENT TO 22 DAYS OF MILITARY LEAVE
(Law Enforcement Leave)
NO EXPIRATION**

1. National Guard technicians who perform military duty under 32 U.S.C. 502(f) to provide assistance to civil authorities in the protection of life and property are entitled to 22 days (176 hours) of military leave under 5 U.S.C. 6323(b). Effective 24 November 2003, technicians who perform full-time military service as a result of a call or order to active duty in support of a contingency operation as defined in section 101(a)(13) of title 10, United States Code (e.g., Operation Noble Eagle, Operation Enduring Freedom, Operation Iraqi Freedom or any other military operation subsequently established under Executive Order 13223) are entitled to 22 days (176 hours) of military leave under 5 U.S.C. 6323(b).
2. Technicians who are entitled to 22 days (176 hours) of military leave are **entitled to the greater of his/her civilian or military pay but not both.** Under 5 U.S.C. 5519, the military pay received by a technician who has been activated in support of civil authorities or a contingency operation must be credited (less any travel or per diem allowances) against any civilian pay the technician received during the 22 days (176 hours) of military leave. The amount of the technician's **civilian pay** will be reduced by the amount of **military pay** received (less any travel or per diem allowances) during the 22 (176 hours) workdays of military leave. The code for Time and Attendance purposes is "LL."
3. If you have any questions, contact Nancy Hamilton, Human Resources Specialist, at CAGNET 63411, DSN 466-3411 or (916) 854-3411.


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